

Form PTO-1449

INFORMATION DISCLOSURE CITATION
IN AN APPLICATION

(Use several sheets if necessary)

Docket Number: 00037.09CON

Application Number: 10/769,157

Applicant: Joshua D. RABINOWITZ et al.

Filing Date: 01/29/2004

Group Art Unit: Not Yet Known

U.S. PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Filing Date If Appropriate
M	1.	02/02/1971	3,560,607	Hartley et al.			
	2.	05/27/1980	Re. 30,285	Babington			
	3.	10/21/1980	4,229,447	Porter			
	4.	04/02/1985	4,508,726	Coleman			
	5.	05/13/1986	4,588,721	Mahan			
	6.	07/28/1987	4,683,231	Glassman			
	7.	09/05/1989	4,863,720	Burghart et al.			
	8.	01/23/1990	4,895,719	Radhakrishnun et al.			
	9.	09/17/1991	5,049,389	Radhakrishnun			
	10.	03/31/1992	5,099,861	Clearman et al.			
	11.	11/24/1992	5,166,202	Schweizer			
	12.	08/31/1993	5,240,922	O'Neill			
	13.	02/14/1995	5,388,574	Ingebrethsen			
	14.	10/10/1995	5,457,100	Daniel			
	15.	08/06/1996	5,543,434	Weg			
	16.	08/13/1996	5,544,646	Lloyd et al.			
	17.	08/12/1997	5,655,523	Hodson et al.			
	18.	12/09/1997	5,694,919	Rubsamen et al.			
	19.	04/07/1998	5,735,263	Rubsamen et al.			
	20.	04/14/1998	5,738,865	Baichwal et al.			
	21.	06/02/1998	5,758,637	Ivri et al.			
	22.	06/16/1998	5,767,117	Moskowitz			
	23.	06/29/1999	5,915,378	Lloyd et al.			
	24.	08/10/1999	5,934,272	Lloyd et al.			
	25.	09/28/1999	5,957,124	Lloyd et al.			
M	26.	10/05/1999	5,960,792	Lloyd et al.			

EXAMINER:

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M	27.	11/30/1999	5,993,805	Sutton et al.				
	28.	03/28/2000	6,041,777	Faithfull et al.				
	29.	04/11/2000	6,048,857	Ellinwood, Jr. et al.				
	30.	04/18/2000	6,051,566	Bianco				
	31.	06/20/2000	Re. 36,744	Goldberg				
	32.	08/01/2000	6,095,153	Kessler et al.				
	33.	08/15/2000	6,102,036	Slutsky et al.				
	34.	10/17/2000	6,133,327	Kimura et al.				
	35.	10/31/2000	6,140,323	Ellinwood, Jr. et al.				
	36.	06/05/2001	6,241,969	Saidi et al.				
	37.	07/03/2001	6,255,334	Sands				
	38.	01/14/2003	6,506,762	Horvath et al.				
	39.	02/04/2003	6,514,482	Bartus et al.				
	40.	07/15/2003	6,591,839	Meyer et al.				
	41.	09/06/2001	US 2001/0020147	Staniforth et al.				
	42.	03/28/2002	US 2002/0037828	Wilson et al.				
	43.	05/16/2002	US 2002/0058009	Bartus et al.				
	44.	07/04/2002	US 2002/0086852	Cantor				
	45.	08/22/2002	US 2002/0112723	Schuster et al.				
	46.	11/28/2002	US 2002/0176841	Barker et al.				
	47.	01/02/2003	US 2003/0004142	Prior et al.				
M	48.	02/13/2003	US2003/0032638	Kim et al.				

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RELATED ALEXZA MOLECULAR DELIVERY CORPORATION PATENT DOCUMENTS

M	49.	08/04/2003	10/633,876	Hale et al.				
	50.	08/04/2003	10/633,877	Hale et al.				
	51.	12/30/2003	10/749,537	Rabinowitz et al.				
	52.	12/30/2003	10/749,539	Rabinowitz et al.				
	53.	01/27/2004	10/766,149	Rabinowitz et al.				
M	54.	01/27/2004	10/766,279	Rabinowitz et al.				

EXAMINER:

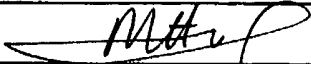
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<div style="display: flex; justify-content: space-around; align-items: center;"> <div style="text-align: center;"> 10 135 199 10 896 958 10 437 643 </div> <div style="text-align: center;"> M 55. 01/27/2004 10/766,566 Rabinowitz et al. </div> </div>							
	56.	01/27/2004	10/766,574	Rabinowitz et al.			
	57.	01/27/2004	10/766,634	Rabinowitz et al.			
	58.	01/27/2004	10/766,647	Rabinowitz et al.			
	59.	01/28/2004	10/767,115	Rabinowitz et al.			
	60.	01/29/2004	10/768,205	Rabinowitz et al.			
	61.	01/29/2004	10/768,220	Rabinowitz et al.			
	62.	01/29/2004	10/768,281	Rabinowitz et al.			
	63.	01/29/2004	10/768,293	Rabinowitz et al.			
	64.	01/30/2004	10/769,046	Rabinowitz et al.			
	65.	01/30/2004	10/769,051	Rabinowitz et al.			
	66.	01/29/2004	10/769,197	Rabinowitz et al.			
	67.	02/09/2004	10/775,583	Rabinowitz et al.			
	68.	02/09/2004	10/775,586	Rabinowitz et al.			
	69.	03/03/2004	10/791,915	Hale et al.			
	70.	03/03/2004	10/792,001	Rabinowitz et al.			
	71.	03/03/2004	10/792,012	Hale et al.			
	72.	03/03/2004	10/792,013	Rabinowitz et al.			
	73.	03/03/2004	10/792,096	Hale et al.			
	74.	03/03/2004	10/792,239	Hale et al.			
	75.	03/31/2004	10/813,721	Rabinowitz et al.			
	76.	03/31/2004	✓ 10/813,722 ✓	Rabinowitz et al.			
	77.	03/31/2004	✓ 10/814,690 ✓	Rabinowitz et al.			
	78.	03/31/2004	✓ 10/814,998 ✓	Rabinowitz et al.			
	79.	04/01/2004	✓ 10/815,527 ✓	Rabinowitz et al.			
	80.	04/01/2004	✓ 10/816,407 ✓	Rabinowitz et al.			
	81.	04/01/2004	✓ 10/816,492 ✓	Rabinowitz et al.			
	82.	04/01/2004	✓ 10/816,567 ✓	Rabinowitz et al.			
	83.	08/04/2004	10/912,462	Hale et al.			
M	84.	01/23/2003	US 2003/0015196	Hodges et al.			
NO # Express Mail EV 428 189401/US							
EXAMINER: <i>Mth</i>				DATE CONSIDERED: 11/29/04			
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M	85.	04/03/2003	US 2003/0062042	Wensley et al.				
	86.	11/13/2003	US 2003/0209240	Hale et al.				
	87.	01/02/2003	US 2003/0000518	Rabinowitz et al.				
	88.	01/09/2003	US 2003/0005924	Rabinowitz et al.				
	89.	01/09/2003	US 2003/0005925	Hale et al.				
	90.	01/09/2003	US 2003/0007933	Rabinowitz et al.				
	91.	01/09/2003	US 2003/0007934	Rabinowitz et al.				
	92.	01/16/2003	US 2003/0012737	Rabinowitz et al.				
	93.	01/16/2003	US 2003/0012738	Rabinowitz et al.				
	94.	1/16/2003	US 2003/0012740	Rabinowitz et al.				
	95.	01/23/2003	US 2003/0015189	Rabinowitz et al.				
	96.	01/23/2003	US 2003/0015190	Rabinowitz et al.				
	97.	01/23/2003	US 2003/0017114	Rabinowitz et al.				
	98.	01/23/2003	US 2003/0017115	Rabinowitz et al.				
	99.	01/23/2003	US 2003/0017116	Rabinowitz et al.				
	100.	01/23/2003	US 2003/0017117	Rabinowitz et al.				
	101.	01/23/2003	US 2003/0017118	Rabinowitz et al.				
	102.	01/23/2003	US 2003/0017119	Rabinowitz et al.				
	103.	01/23/2003	US 2003/0017120	Rabinowitz et al.				
	104.	1/30/2003	US 2003/0021753	Rabinowitz et al.				
	105.	01/30/2003	US 2003/0021754	Rabinowitz et al.				
	106.	01/30/2003	US 2003/0021755	Hale et al.				
	107.	02/20/2003	US 2003/0035776	Hodges et al.				
	108.	05/15/2003	US 2003/0091511	Rabinowitz et al.				
	109.	05/27/2004	US 2004/010148	Hale et al.				
	110.	07/31/2003	US 2003/0138382	Rabinowitz				
	111.	11/06/2003	US 2003/0206869	Rabinowitz et al.				
	112.	01/15/2004	US 2004/0009128	Rabinowitz et al.				
	113.	05/20/2004	US 2004/0096402	Hodges et al.				
M	114.	05/27/2004	US 2004/0099269	Hale et al.				

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M	115.	06/03/2004	US 2004/0105818	Hale et al.			
	116.	06/03/2004	US 2004/0105819	Hale et al.			
	117.	07/01/2004	US 2004/0126326	Rabinowitz et al.			
	118.	07/01/2004	US 2004/0126327	Rabinowitz et al.			
	119.	07/01/2004	US 2004/0126328	Rabinowitz et al.			
	120.	07/01/2004	US 2004/0126329	Rabinowitz et al.			
	121.	07/01/2004	US 2004/0127481	Rabinowitz et al.			
	122.	07/01/2004	US 2004/0127490	Rabinowitz et al.			
	123.	08/12/2004	US 2004/0156788	Rabinowitz et al.			
	124.	08/12/2004	US 2004/0156789	Rabinowitz et al.			
	125.	8/12/2004	US 2004/0156790	Rabinowitz et al.			
M	126.	08/12/2004	US 2004/0156791	Rabinowitz et al.			

FOREIGN PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Country	Class	Subclass	Translation YES NO
M	127.	01/02/1996	CA 2,152,684	Canada			
	128.	03/14/1990	EP 0 358 114	Europe			
	129.	07/03/2001	EP 1 080 720	Europe			
	130.	08/29/2001	EP 0 606 486	Europe			
	131.	03/22/1990	WO 90/02737	WIPO			
	132.	04/11/1996	WO 96/09846	WIPO			
	133.	05/09/1996	WO 96/13161	WIPO			
	134.	05/09/1996	WO 96/13290	WIPO			
	135.	05/09/1996	WO 96/13291	WIPO			
	136.	05/09/1996	WO 96/13292	WIPO			
	137.	10/03/1996	WO 96/30068	WIPO			
M	138.	08/07/1997	WO 97/27804	WIPO			

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M	139.	05/28/1998	WO 98/22170 ✓	WIPO			
	140.	07/23/1998	WO 98/31346	WIPO			
	141.	08/27/1998	WO 98/36651	WIPO			
	142.	04/08/1999	WO 99/16419	WIPO			
	143.	12/16/1999	WO 99/64094	WIPO			
	144.	01/06/2000	WO 00/00176	WIPO			
	145.	01/06/2000	WO 00/00215	WIPO			
	146.	05/18/2000	WO 00/27363	WIPO			
	147.	05/25/2000	WO 00/29053	WIPO			
	148.	09/17/2000	WO 00/47203	WIPO			
	149.	11/02/2000	WO 00/64940	WIPO			
	150.	11/09/2000	WO 00/66084	WIPO			
	151.	11/09/2000	WO 00/66206	WIPO			
	152.	12/21/2000	WO 00/76673	WIPO			
	153.	01/25/2001	WO 01/05459	WIPO			
	154.	03/28/2002	WO 02/24158	WIPO			
M	155.	03/28/2002	WO 02/24158	WIPO			

OTHER DOCUMENTS

(including author, title, Date, Pertinent Pages, Etc.)

Examiner Initials	Ref. No.	Title
M	156.	Bennett, R.L. et al. (1981). "Patient-Controlled Analgesia: A New Concept of Postoperative Pain Relief," <i>Annual Surg.</i> 195(6):700-705.
	157.	Carroll, M.E. et al. (1990), "Cocaine-base smoking in rhesus monkeys: reinforcing and physiological effects," <i>Psychopharmacology</i> (Berl). 102:443-450.
	158.	Clark, A. and Byron, P. (1986). "Dependence of Pulmonary Absorption Kinetics on Aerosol Particle Size," <i>Z. Erkrank.</i> 166:13-24.
	159.	Darquenne, C. et al. (1997). "Aerosol Dispersion in Human Lung: Comparison Between Numerical Simulations and Experiments for Bolus Tests," <i>American Physiological Society.</i> 966-974.
M	160.	Davies, C.N. et al. (May 1972). "Breathing of Half-Micron Aerosols," <i>Journal of Applied Physiology.</i> 32(5):591-600.

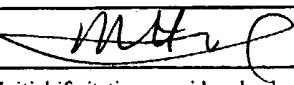
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M	161.	Dershwitz, M., M.D., et al. (September 2000). "Pharmacokinetics and Pharmacodynamics of Inhaled versus Intravenous Morphine in Healthy Volunteers," <i>Anesthesiology</i> . 93(3): 619-628.	
	162.	Finlay, W.H. (2001). "The Mechanics of Inhaled Pharmaceutical Aerosols", Academic Press: San Diego Formula 2.39. pp.3-14 (Table of Contents). pp. v-viii.	
	163.	Gonda, I. (1991). "Particle Deposition in the Human Respiratory Tract," Chapter 176, <u>The Lung: Scientific Foundations</u> . Crystal R.G. and West, J.B. (eds.), Raven Publishers, New York. pp. 2289-2294.	
	164.	Hatsukami D, et al. (May 1990) "A method for delivery of precise doses of smoked cocaine-base to humans." <i>Pharmacology Biochemistry & Behavior</i> . 36(1):1-7.	
	165.	Heyder, J. et al. (1986). "Deposition of Particles in the Human Respiratory Tract in the Size Range 0.005-15 μm ," <i>J. Aerosol Sci.</i> 17(5):811-822.	
	166.	Huizer, H., "Analytical studies on illicit heron. V. Efficacy of volatilization during heroin smoking." <i>Pharmaceutisch Weekblad Scientific Edition</i> (1987). 9(4):203-211.	
	167.	Hurt, R.D., MD and Robertson, C.R., PhD, (October 1998). "Prying Open the Door to the Tobacco Industry's Secrets About Nicotine: The Minnesota Tobacco Trial," <i>JAMA</i> 280(13):1173-1181.	
	168.	Lichtman, A.H. et al. (1996). "Inhalation Exposure to Volatilized Opioids Produces Antinociception in Mice," <i>Journal of Pharmacology and Experimental Therapeutics</i> . 279(1):69-76.	
	169.	Martin, B.R. and Lue, L.P. (May/June 1989). "Pyrolysis and Volatilization of Cocaine," <i>Journal of Analytical Toxicology</i> 13:158-162.	
	170.	Mattox, A.J. and Carroll, M.E., (1996). "Smoked heroin self-administration in rhesus monkeys," <i>Psychopharmacology</i> , 125:195-201.	
	171.	McCORMICK, A.S.M., et al., "Bronchospasm During Inhalation of Nebulized Midazolam," <i>BRITISH JOURNAL OF ANAESTHESIA</i> , vol. 80(4), April 1988, pgs. 564-565.	
	172.	Meng, Y. et al. "Inhalation Studies With Drugs of Abuse," <i>NIDA Research Monograph</i> , (1997) 173:201-224.	
	173.	Meng, Y., et al. (1999). "Pharmacological effects of methamphetamine and other stimulants via inhalation exposure," <i>Drug and Alcohol Dependence</i> . 53:111-120.	
	174.	Office Action mailed 8/13/2003 for US application 10/153,313 filed 05/21/2002 "DELIVERY OF BENZODIAZEPINES THROUGH AN INHALATION ROUTE"	
	175.	Pankow, J.F. et al. (1997). "Conversion of Nicotine in Tobacco Smoke to Its Volatile and Available Free-Base Form Through the Action of Gaseous Ammonia," <i>Environ. Sci. Technol.</i> 31:2428-2433.	
	176.	Pankow, J. (March 2000). ACS Conference-San Francisco-3/26/00. Chemistry of Tobacco Smoke. pp. 1-8.	
M	177.	Seeman, J. et al. (1999). "The Form of Nicotine in Tobacco. Thermal Transfer of Nicotine and Nicotine Acid Salts to Nicotine in the Gas Phase," <i>J. Agric. Food Chem.</i> 47(12):5133-5145.	
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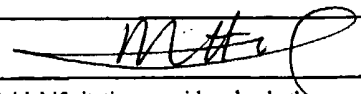
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M	178.	Sekine, H. and Nakahara, Y. (1987). "Abuse of Smoking Methamphetamine Mixed with Tobacco: 1. Inhalation Efficiency and Pyrolysis Products of Methamphetamine," <i>Journal of Forensic Science</i> 32(5):1271-1280.
	179.	Vapotronics, Inc. (1998) located at http://www.vapotronics.com.au/banner.htm , 11 pages, (visited on June 5, 2000).
	180.	Ward, M.E. MD, et al. (December 1997). "Morphine Pharmacokinetics after Pulmonary Administration from a Novel Aerosol Delivery System," <i>Clinical Pharmacology & Therapeutics</i> 62(6):596-609.
M	181.	Wood, R.W. et al. (1996). "Generation of Stable Test Atmospheres of Cocaine Base and Its Pyrolyzate, Methylecgonidine, and Demonstration of Their Biological Activity." <i>Pharmacology Biochemistry & Behavior</i> 55(2):237-248.

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